



**WASHINGTON STATE
DEPARTMENT OF HEALTH
EXAMINING BOARD OF PSYCHOLOGY
MEETING MINUTES**

MARCH 31, 2006

LOCATION: Department of Health
310 Israel Road Southeast, Room 139
Tumwater, Washington 98501

BOARD MEMBERS PRESENT:

Jorge Torres-Saenz, Psy.D., Chair
Liang Tien, Psy.D., Vice Chair
Dean Funabiki, Ph.D.
Ray Harry, Public Member
Benjamin Johnson, Psy.D.
Darlene Madenwald, Public Member
Carol Pahlke, Ph.D.
Tom Wall, Ph.D.

STAFF PRESENT:

Holly Rawnsley, Program Manager
Bob Nicoloff, Executive Director
Sherry Wolverton, Program Representative
Betty Ingram, Licensing Manager
Judy Young, Staff Attorney
Joanne Minor, Staff Attorney

AAG PRESENT:

Mark Calkins, Assistant Attorney General

1. CALL TO ORDER

1.1 Introductions

Holly Rawnsley was introduced to the Examining Board of Psychology (Board) as the new Program Manager.

Judy Young, Staff Attorney, introduced Joanne Minor as a new Staff Attorney to the Department of Health who may be working with the Board.

1.2 Approval of meeting agenda.

The meeting agenda was amended to include two additional items under Program Reports. Item 2.7 was added so that Mark Calkins, AAG Advisor, could provide the Board with an update on the Yoshinaka case. Item 2.8 was added so Board members could discuss the current case management process. The agenda was approved as amended.

1.3 Approval of the January 13, 2006 meeting minutes

The January 13, 2006 meeting minutes were amended to include the names of those absent. The minutes were approved as amended.

2. PROGRAM REPORTS

2.1 Budget Report

Ms. Rawnsley provided the Board with a copy of the December 2005 Interim Operating Report. Ms. Rawnsley gave the current program balance as \$689,276. Bob Nicoloff, Executive Director, discussed the decreased balance which was expected based on the fee reductions that went into effect on July 1, 2005. Overall expenses continue to be under budget. Board members reviewed and discussed the allotments and variances listed on the report.

Board members asked for clarification on the direct charge codes of 6667 and 6768. Program staff will research what the codes represent and report back.

2.2 Licensing Report

Betty Ingram, Credentialing Manager, provided Board members with licensing statistics for the month of February. Board members reviewed and discussed the information.

Dean Funabiki, Ph.D., Board Member, asked about the current process for continuing education extension requests. In the past, the requests went before the Board for a decision. Ms. Ingram stated she would check on the process and report back to the Board.

2.3 Disciplinary Report

Board members were provided with a copy of the current report on disciplinary statistics. Board members discussed the length of some cases and asked for feedback on those cases. Ms. Young provided clarification as to the status of the cases.

2.4 Board Appointment Update

Ms. Rawnsley updated board members on the outstanding Board appointments. There is one psychologist and one public member position currently available. Ms. Rawnsley explained that there had been a delay in sending the packet forward as the applicants were requested to resubmit their applications on the updated application form. She will submit the packet as soon as she receives the information.

Thomas Wall, Ph.D., Board Member, asked about the term expirations as the information program listed shows that three member's terms will be expiring at the same time. The psychology statute requires that no more than two member's term will expire at a time. The Governor has the ability to adjust the terms as necessary to meet the intent of the statute. Ms. Rawnsley will verify the term expiration dates.

2.5 Executive Director Report

Mr. Nicoloff provided a presentation to the Board on the laws passed during the 2006 legislative session that impact the regulation of health professions. The following is a list of the bills:

HB2292 – Addressing health care liability reform

SB6194 – Requiring multicultural education for health professionals

HB2974 – Modifying provisions with respect to disciplining health professions

HB1850 – Creating a retired volunteer medical worker license

SB6193 – Requiring surveys of health professions work force supply and demographics

2.6 Scope of Practice Questions

Board members reviewed and discussed the following scope of practice questions recently received by program staff.

A psychologist licensed in another jurisdiction has a patient who would like to spend several weeks in Washington but the patient would like to continue the therapeutic relationship with the psychologist who does not have a Washington license. Board members recommended that the individual refer to the jurisdiction where they are currently licensed and follow those requirements.

A psychologist licensed in Washington State inquired about the ethics of working for a state agency and having a private practice in which a determination might be made from the state agency which could lead to the patient being referred for treatment in the type of practice under which the psychologist has a private practice. The Board referred the psychologist to the statute and suggested the psychologist check with the American Psychological Association and the psychologist's malpractice carrier.

A candidate for licensure is on active military duty in another country. The individual asked if the jurisprudence examination could be administered by a

proctor at the location where he is currently stationed. Board members approved the request with the requirement that the examination proctor sign a security attestation in addition to the one normally signed by the licensure candidate. All examination materials must be returned directly to the program upon completion of the examination. The program staff will grade the examination and notify the licensure candidate of the results.

2.7 Update on the Yoshinaka case

Mr. Calkins updated the Board on the settlement discussions in the Yoshinaka case regarding the cost of attorney's fees requested by opposing council. He stated that the payment amount agreed upon was \$170,000 and that the cost would be split among all the professions with similar processes at the time of the court decision. Mr. Calkins stated that the settlement agreement would be finalized soon.

2.8 Case Management Discussion

Jorge Torres-Saenz, Psy.D., Board Chair, asked about the current case management process. Board members discussed several ideas and asked if time for case reviews could be included on every meeting agenda. Board members also requested that Ms. Young be included on all of the panel conference calls if possible. Another suggestion was to review the more complex cases Board meetings and leave the less complicated cases on conference calls.

Tammy Kelley, Disciplinary Manager, was unable to attend this meeting so Liang Tien, Psy.D., Vice Chair, requested the topic be discussed at the next meeting to allow for Ms. Kelley's input.

3. 2006 MEETING LOCATIONS

3.1 Board members discussed changes to the 2006 Examining Board of Psychology meeting locations. Board members changed the locations for the following meeting dates:

June 2, 2006 will change from Tumwater to Vancouver.

July 14, 2006 will change from Tumwater to Seattle at Antioch University, if available.

October 20, 2006 will change from Tumwater to Spokane.

December 8, 2006 will change from Tumwater to Kent.

Carol Pahlke, Ph.D., Board Member, Dr. Tien, and Dr. Wall will hold new licensee training on the afternoons of June 1, October 19, and December 7 at the respective meeting locations.

The meeting dates of May 5, September 29, and November 17 will be held in Tumwater.

4. ASPPB INFORMATION/ACTION ITEMS

- 4.1 The ASPPB requested board member email addresses for a new email only newsletter. Board members agreed to the ASPPB request. Ms. Rawnsley will provide the information directly to the ASPPB contact person.
- 4.2 The ASPPB requested a one-page informational update for inclusion in their Midyear meeting packet. Ms. Rawnsley will draft the update and send to Dr. Torres-Saenz and Mr. Calkins for review. The document is due to the ASPPB by April 7, 2006.
- 4.3 The ASPPB requested comments regarding the APA's Guidelines for Child Custody Evaluations in Divorce Proceedings. Board Members will review the document and provide any comments directly to the ASPPB.
- 4.4 The ASPPB Annual Meeting will be held on October 25-29, 2006 in San Diego, California. Board members discussed the importance of continuity at the ASPPB meetings. Board members decided to have one delegate continually attend along with a new delegate at each meeting.
- 4.5 Board members nominated Dr. Torres-Saenz and Ray Harry, Public Member, to the ASPPB Board of Directors for the Member-at-Large position. Ms. Rawnsley will complete the nomination forms and send to Benjamin Johnson, Psy.D., Board Member, for review. The applications are due to the ASPPB by May 5, 2006.

5. Rules Development

- 5.1 Board members reviewed and discussed a new draft of the Barriers Bill rule language involving WAC 246-924-040 and WAC 246-924-060.

Board members discussed the possibility of adding continuing education (CE) requirements for supervisors to the current rule. Board members decided not to pursue an amendment at this time. Board members will revisit the topic at some point in the future.

A suggestion was made to incorporate the language outlining the content of supervision as listed in the draft language for WAC 246-924-060(4)(a-j) into the draft language for WAC 246-924-040(3)(b) and (3)(c). The language will be listed under subsection, (3)(b)(v) and referenced under subsection, (3)(c)(xi). The language will also remain in WAC 246-924-060(4)(a-j).

A motion was made and approved to accept the suggested changes with the provision that the Board will continue to look at the issue of CE requirements for supervisors.

- 5.2 Dr. Torres-Saenz signed the CR103 form for repeal of Examining Board of Psychology WAC 246-924-020, 050, 055, 065 and 080.

6. LUNCH BREAK – 11:35 AM – 1:35 PM

7. STRATEGIC PLANNING

- 7.1 Board members discussed the draft 2005-2007 strategic plan. Board members determined that the strategic plan will no longer be a draft but a fluid document that will be continually reviewed and updated as necessary throughout the biennium.

8. COMMITTEE WORK

- 8.1 Board members reviewed the current committee assignments and reported on the status. Committee assignments will be reviewed at the next meeting.

9. FUTURE AGENDA ITEMS

- 9.1 Board members changed agenda items 9 and 10 so that all open session business would be concluded before moving into closed session.

Board members discussed items for inclusion on the next meeting agenda and also discussed the meeting format. Board members requested that the closed session items be moved to the morning and to have a working lunch. The open session items will begin at 1:30 p.m.

Board members requested the following items be included on the next meeting agenda:

Committee reports

Report on the ASPPB Midyear Meeting by Drs. Johnson and Pahlke

Case management process

Case reviews

Hearing dates

Report on rules status – Barriers bill, parenting evaluations, and ethics

Jurisprudence examination item writing

The next meeting is May 5, 2006 in Tumwater.

10. CLOSED SESSION

- 10.1 Board members moved into closed session at 3:52 p.m. to work on the jurisprudence examination item bank.

11. ADJOURNMENT

The Board meeting adjourned at 5:10 p.m.

Submitted by:

Signature on file

Holly Rawnsley, Program Manager
Examining Board of Psychology

Approved by:

Signature on file

Jorge Torres-Saenz, Psy.D., Chair
Examining Board of Psychology